

Rory T. Kay (NSBN 12416)
John A. Fortin (NSBN 15221)
Tara U. Teegarden (NSBN 15344)
McDONALD CARANO LLP
2300 West Sahara Avenue, Suite 1200
Las Vegas, Nevada 89102
Telephone: (702) 873-4100
rkay@mcdonaldcarano.com
jfortin@mcdonaldcarano.com
tteegarden@mcdonaldcarano.com

Attorneys for Defendant TMIF II Portola, LLC

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

UNITED STATES OF AMERICA
ex rel. PEGGY THORNTON, Relator,

and

PEGGY THORNTON,

Plaintiffs,

vs.

PORTOLA DEL SOL OPERATOR, LLC,
14 a foreign limited-liability company;
TMIF II PORTOLA, LLC, a foreign limited-
15 liability company; APARTMENT
MANAGEMENT CONSULTANTS, LLC,
16 a foreign limited liability company, and
RENE RICHARDSON, as AGENT of
17 PORTOLA DEL SOL OPERATOR, LLC.,

Defendants.

Case No.: 2:21-cv-01123-APG-BNW

**STIPULATION AND ORDER TO
EXTEND DEADLINE FOR TMIF II
PORTOLA, LLC TO FILE REPLY IN
SUPPORT OF MOTION TO DISMISS
FOR FAILURE TO STATE A CLAIM
FOR RELIEF [ECF 38]**

[Second Request]

Under Local Rules IA 6-1 and 7-1, Defendant TMIF II Portola, LLC (“TMIF”) and Plaintiff
Peggy Thornton (“Thornton”), by and through their attorneys, hereby agree, stipulate, and
respectfully request that the Court extend the deadline for TMIF to file the Reply in Support of its
Motion to Dismiss for Failure to State a Claim for Relief (“Reply”) from April 27, 2023, up to and
including May 25, 2023.

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1 In support of this Stipulation, the parties state as follows:

2 1. On June 14, 2021, Thornton filed this action under seal in the United States District
3 Court for the District of Nevada, asserting a single claim for alleged violations of the False Claims
4 Act. (ECF No. 1).

5 2. The parties thereafter agreed to extend the deadline for TMIF to respond to
6 Thornton's Complaint from March 10, 2023 to March 24, 2023. (ECF No. 30).

7 3. On March 23, 2023, TMIF filed its Motion to Dismiss for Failure to State a Claim
8 for Relief. (ECF No. 38).

9 4. On April 6, 2023, Thornton filed her Opposition to TMIF's Motion to Dismiss for
10 Failure to State a Claim for Relief ("Opposition"). (ECF No. 42).

11 5. On April 10, 2023, Thornton and defendant Apartment Management Consultants,
12 LLC ("AMC") stipulated to extend the deadline for AMC to file its responsive pleading. (ECF No.
13 44).

14 6. Under the April 10th stipulation, AMC and Plaintiff are discussing a potential global
15 resolution of this matter. (See ECF No. 44).

16 7. TMIF's counsel thus needs additional time to discuss with TMIF about the possibility
17 of a potential global resolution of this matter.

18 8. This is TMIF's second request to this Court for an extension of time to respond to
19 Thornton's Opposition, the request is in good faith and not for the purposes of delay, and the
20 requested extension will not prejudice any party.

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9. The parties stipulate and request that the Court extend the deadline for TMIF to file its Reply from April 27, 2023, up to and including May 25, 2023.

DATED this 24th day of April, 2023.

NEVADA LEGAL SERVICES, INC.

McDONALD CARANO LLP

By: /s/ Kristopher Pre

Elizabeth S. Carmona (NSBN 14687)
Kristopher Pre (NSBN 14106)
530 S. 6th St.
Las Vegas, Nevada 89101

Attorneys for Plaintiffs

By: /s/ Tara U. Teegarden

Rory T. Kay (NSBN 12416)
John A. Fortin (NSBN 15221)
Tara U. Teegarden (NSBN 15344)
2300 West Sahara Avenue, Suite 1200
Las Vegas, Nevada 89102

Attorneys for Defendant TMIF II Portola, LLC

IT IS SO ORDERED.



UNITED STATES DISTRICT JUDGE

DATED: April 25, 2023